IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE TWENTY NINETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT APPEAL NO : 1557 of 2004

Writ Appeal under Clause 15 of the Letters Patent against the Order dated 25/06/2003 in WP NO : 18519 OF 2002 on the file of the High Court.

Between:

K.Viswa Rupachary, S/o.Muni Subbaiah,
O/o.Dy.Executive Engineer APSIDC Ltd., Sub Division,
Cuddapah, Cuddapah Dist.

..... APPELLANT

AND

1 Vice-Chairman & Managing Director, A.P.State Irrigation Development

Corporation Ltd., HUDA Complex, Mythrivanam,
Srinivasanagar Colony (East), Hyderabad.
2 Public Enterprises Department, rep.by its Principal Secretary,
Govt,of A.P., Secretariat, Hyderabad.
3 Govt.of A.P., rep.by its Prl.Secretary,
Irrigation & Command Area Development, Secretariat, Hyderabad.

.....RESPONDENTS

Counsel for the Appellant: MR.J.RAMACHANDRA RAO

Counsel for the Respondent No.1: T.NAGESWARA RAO,

SC FOR APSIDC

Counsel for the Respondents No.2 & 3: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following:

THE HON'BLE SRI JUSTICE J.CHELAMESWAR

AND

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.A.M.P.No.3503 of 2003

AND

W.A.No.1557 of 2004

COMMON ORDER: (per The Hon'ble Sri Justice J.Chelameswar)

W.A.M.P.No: 3503 of 2003

This petition is filed with the prayer as follows:

> "For the reasons stated in the accompanying affidavit, it is prayed that this Hon'ble court may be pleased to condone the delay of 114 days in filing the above Writ Appeal and to pass such other orders as are necessary in the interests of justice."

The respondents are served. They did not choose to file counter affidavit contesting the allegations made in the affidavit filed in support of the petition. In the circumstances, accepting the reasons stated in the accompanying affidavit, the delay is condoned.

W.A.No.1557 of 2004

(W.A(SR).No.130880 of 2003)

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It is brought to the notice of this court that the issue involved in this appeal is no more res-integra and similar appeals have already been dismissed by a Division Bench of this court in Writ Appeal No.1090 of 2003 and batch dated 23.08.2004.

In the circumstances, the writ appeal is dismissed at the stage of admission.

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J.CHELAMESWAR, J

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GODA RAGHURAM, J

Dated 29th September, 2004

YCR/PVKS

To

1 Vice-Chairman & Managing Director, A.P.State Irrigation Development

Corporation Ltd., HUDA Complex, Mythrivanam,
Srinivasanagar Colony (East), Hyderabad.

2 The Principal Secretary, Public Enterprises Department, Government of

A.P., Secretariat, Hyderabad.

3 The Principal Secretary, Government of A.P., Irrigation & Command Area

Development, Secretariat, Hyderabad.

3. 2 C.Cs to G.P. for Irrigation and Command Area Development, High

Court Buildings, Hyderabad (OUT)

4. 2 C.D. copies.